

PTO/SB/30 (08-00)

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<p align="center">REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</p> <p>Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).</p>	Application Number	09/826,070
	Filing Date	April 4, 2001
	First Named Inventor	Jeffrey D. Messerly
	Group Art Unit	3731
	Examiner Name	Paul A. Roberts
	Attorney Docket Number	END0736

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114	
a. <input type="checkbox"/> Previously submitted	
i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (any unentered amendment(s) referred to above will be entered).	
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on	
iii. <input type="checkbox"/> Other	
b. <input checked="" type="checkbox"/> Enclosed	
i. <input checked="" type="checkbox"/> Amendment/Reply	
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)	
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)	
iv. <input checked="" type="checkbox"/> Other - Petition for Extension of Time	
2. Miscellaneous	
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)	
b. <input type="checkbox"/> Other	
3. Fees - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed	
a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 10-0750/END0736/VEK.	
i. <input checked="" type="checkbox"/> RCE fee is required under 37 C.F.R. § 1.17(e)	
ii. <input checked="" type="checkbox"/> Extension of Time (37 C.F.R. §§ 1.136 and 1.17)	
iii. <input type="checkbox"/> Other	
b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed	
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (print/type)	Verne E. Kreger, Jr.	Registration No.	35,231
Signature	<u>Verne E. Kreger, Jr., Reg. #35231/</u> Verne E. Kreger, Jr.	Date	April 14, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at fax number (703) 872-9306 on: April 14, 2005.			
Name (print/type)	Verne E. Kreger, Jr.	Date	April 14, 2005
Signature	<u>Verne E. Kreger, Jr., Reg. #35231/</u> Verne E. Kreger, Jr.	Date	April 14, 2005